

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

APPLE INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 22-1378-MN
	)	
MASIMO CORPORATION and	)	<b>JURY TRIAL DEMANDED</b>
SOUND UNITED, LLC,	)	
	)	
Defendants.	)	
	)	
<hr/>		
MASIMO CORPORATION and	)	
CERCACOR LABORATORIES, INC.,	)	
	)	
Counterclaim-Plaintiffs,	)	
	)	
v.	)	
	)	
APPLE INC.,	)	
	)	
Counterclaim-Defendant.	)	

**[PROPOSED] ORDER**

At Wilmington this \_\_\_\_\_ day of \_\_\_\_\_, 2023, the Court having considered Plaintiff and Counterclaim-Defendant Apple Inc.'s Motion To Dismiss Masimo Corporation's Counterclaims And Strike Its Inequitable Conduct Affirmative Defense;

IT IS HEREBY ORDERED that Plaintiff and Counterclaim-Defendant Apple Inc.'s Motion is GRANTED.

---

The Honorable Maryellen Noreika  
United States District Judge